

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John Belcea

Art Unit: 2123

Serial No.: 09/752,276

Examiner: Sharon, Ayal I.

Filed: December 29, 2000

For: ADAPTIVE TRAIN MODEL

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF APPEALS AND INTERFERENCES**

Mail Stop: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. Applicants hereby appeal to the Board of Appeals from the decision dated June 01, 2005, of the Examiner finally rejecting Claims 1-5, 14-18, 23-27, 36-40 and 45, and objecting to Claims 6-13, 19-22, 28-35, and 41-44.
2. Authorization to charge Deposit Account No. 01-2384 the amount of \$500.00 for the Appeal Fee (37 C.F.R. 1.17(e)) is submitted herewith. The Commissioner is authorized to charge the fee of \$500.00 for entry of the Notice of Appeal to Deposit Account No. 01-2384. A duplicate of this sheet is enclosed for purposes of charging the Deposit Account.
3. A three-month extension of time is requested to extend the date for filing this Notice in the above-identified patent application from June 09, 2005, through and including September 09, 2005. The Commissioner is authorized to charge Deposit Account No. 01-2384 the fee of \$1,020.00 to cover this extension of time. However, in the event additional fees are required, please charge these fees to Deposit Account 01-2384.

09/12/2005 EFLORES 00000005 012384 09752276

01 FC:1401 500.00 DA
02 FC:1251 120.00 DA

4. Claim Status

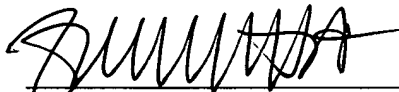
The Office Action dated March 09, 2005, and the Advisory Action dated June 01, 2005, indicated that Claims 1-5, 14-18, 23-27, 36-40 and 45 are rejected, and Claims 6-13, 19-22, 28-35, and 41-44 are objected to.

Therefore, the status of the claims remains as:

Claims Rejected: 1-5, 14-18, 23-27, 36-40 and 45.

Claims Objected To: 6-13, 19-22, 28-35, and 41-44

Respectfully Submitted,



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PATENT

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**CERTIFICATE OF MAILING BY EXPRESS MAIL TO
THE COMMISSIONER OF PATENTS AND TRADEMARKS**

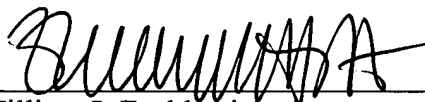
Express Mail mailing label number: EV 734 401 815 US

Date of Mailing: September 8, 2005

I certify that the documents listed below:

- Certificate of Express Mailing (1 page)
- Notice of Appeal from the Examiner to the Board of Appeals and Interferences (2pages)
- Return Post Card

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above in an envelope addressed to: Mail Stop: AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



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